IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

FRIDAY, THE 14TH DECEMBER 2007 / 23RD AGRAHAYANA 1929

WP(C).No. 37111 of 2007(R)

PETITIONER:

K.N.NARAYANAN UNNI NAIR,
S/O. KOPI PREMBRATH NAIR, KAKKOOTHU NAIR VEEDU,
MANATHUMANGALAM, PERINTHALMANNA,
MALAPPURAM DISTRICT.

BY ADV. SRI.G.SREEKUMAR (CHELUR)

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
MALAPPURAM.

2. THE REVENUE DIVISIONAL OFFICER,
PERINTHALMANNA.

3. THE TAHSILDAR,
PERINTHALMANNA TALUK OFFICE.

4. THE VILLAGE OFFICER,
PERINTHALMANNA, MALAPPURAM DISTRICT.

BY GOVERNMENT PLEADER SRI. BEJOY CHANDRAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 14/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J

W.P.(C).37111/2007

Dated this the 14th day of December, 2007

JUDGMENT

Revenue Recovery Proceedings have been initiated against the petitioner, as a part of the process for recovery of dues to the KSIDC. Apparently, KSIDC has also instituted a petition for winding up of the company as C.P.4/2007. But Court has not ordered winding up the company so far. Ext.P2 shows that household articles belonging to the petitioner were attached under the Revenue recovery Act. Apparently, articles are retained by the petitioner. There is a proposal for sale of the said movables. It is at this juncture, that the petitioner has approached this Court.

2. Learned counsel for the petitioner submits that there is a proposal for revival of the company and this proposal will be brought the notice of the company Court. Proceedings under the Revenue Recovery Act, in so far as immovable property is concerned, is not challenged at this stage.

3. Having heard the learned counsel for the petitioner and the learned Government pleader, writ petition is disposed of directing respondents 3 and 4 to keep in abeyance further proceedings in pursuance of Ext.P1, in so far as it relates to the movable properties mentioned therein, for a period of two months from today, to enable the petitioner to move the Company Court for appropriate reliefs.

V.GIRI,
Judge

mrcs